

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

TODDS ROAD DEVELOPMENT
CORPORATION AND VDC DEVELOPMENT,
INC.

COMPLAINANTS

V.

BLUE SKY SEWER SERVICE COMPANY

DEFENDANT

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) CASE NO. 97-067
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O R D E R

Blue Sky Sewer Service Company ("Blue Sky") has submitted an agreement that purportedly resolves this matter. According to the terms of this Agreement, Blue Sky agreed to modify its filed rate schedules in return for dismissal of this proceeding. On August 25, 1997, Blue Sky filed revised rate schedules with this Commission that would carry out the agreement. These revisions become effective on September 25, 1997.

Despite the agreement, the Commission is uncertain that the complaint is resolved. Although two complainants remain in this proceeding, only VDC Development, Inc., has executed the agreement with Blue Sky. It, however, has not taken any action to obtain dismissal of this proceeding. The other complainant, Todds Road Development Corporation, is not a party to the agreement.

To ensure that the Complainants' interests are adequately protected and that Complainants agree with the dismissal of this proceeding, the Commission finds that

they should be given 20 days from the date of this Order to object to the dismissal of their complaint. If no objections to such dismissal are made, this matter shall stand dismissed.

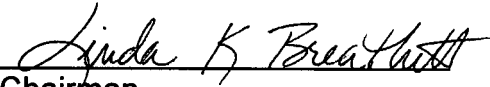
IT IS THEREFORE ORDERED that:

1. Complainants shall have 20 days from the date of this Order to object to the dismissal of their complaint.

2. If no objection from the Complainants to the dismissal of their complaint is filed with the Commission within 20 days of this Order, the Complaint is dismissed with prejudice. No further Order of the Commission is necessary to implement this Order.

Done at Frankfort, Kentucky, this 25th day of September, 1997.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director